

## UNITED STATES DISTRICT COURT

District of Massachusetts

FILED  
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JAN 23 2003 P 3-33

## SUMMONS IN A CIVIL CASE

UNITED STATES DISTRICT COURT  
DISTRICT OF MASS.

Plaintiffs,

V.

## CASE NUMBER:

03-cv-12213 EFH

James E. Rurka, Mark Skaletsky, Paul J. Mellett,  
Richard Aldrich, Kate Bingham, Charles W.  
Newhall III, David Schnell, and John P. Walker,

Defendants.

TO: Kate Bingham

## YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

David E. Marder  
Robin's, Kaplan, Miller & Ciresi LLP  
111 Huntington Avenue, Suite 1300  
Boston, MA 02199

an answer to the complaint which is served on you, with this summons, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

(BY) DEPUTY CLERK



NOV 12 2003

DATE

## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup> <b>Lisa Furnald</b>	DATE <b>January 12, 2004</b>
NAME OF SERVER (PRINT)	TITLE <b>Attorney</b>

*Check one box below to indicate appropriate method of service*

Served personally upon the defendant. Place where served: \_\_\_\_\_

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_

Returned unexecuted: \_\_\_\_\_

Other (specify): Service accepted by Defendant's Attorney Matthew Applebaum,  
Bingham McCutchen LLP, 150 Federal Street, Boston, MA.. Summons and Complaint  
sent via First Class Mail, Postage Pre-Paid.

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement Fees is true and correct.

Executed on \_\_\_\_\_  
Date \_\_\_\_\_

*Lisa* *JD*  
Signature of Server

Address of Server

<sup>(1)</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.